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FIFTEENTH YEAR.

10 PAGES

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BRAKE APPLIED

Opponents of Joint Statehood Gain a Day

NO ACTION UNTIL MONDAY

The Result of an Effort to Have a Senate Conference Committee Appointed Immediately—Swayne's Statement Not Admitted Against Him

Washington, Feb. 18.—The senate today decided not to admit as testimony in the Swayne impeachment trial the statement made by Judge Swayne before a house committee. This decision was reached in secret session and after it had been arrived at the court adjourned until 2 o'clock Monday in order to permit the senate to pay a tribute to the memory of the late Senator Quay, to which ceremony the greater part of the day was devoted.

The request of the house for a conference on the statehood bill was received and a sharp debate ensued over an effort to have a conference committee appointed immediately. Opponents of joint statehood succeeded in securing a postponement until Monday.

Almost immediately after the legislative session began the clerk of the house appeared with the announcement of the action of the house on the joint statehood bill. Mr. Beveridge moved that the senate insist upon its amendments and agree to the conference asked. This caused considerable discussion as to rules of procedure in such cases. Messrs. Gorman and Teller antagonizing the motion while Messrs. Beveridge, Lodge, Allison and Spooner supported it.

The discussion proceeded on the motion of Mr. Beveridge for a conference. Mr. Teller said the friends of the bill as it passed the senate, desired to have conferences who favored the measure in

that form. The chairman of the committee on territories, Mr. Beveridge, was hostile to the amendments to the bill he said and ought not to control the conference.

Mr. Foraker requested postponement until Monday and when Mr. Beveridge objected the Ohio senator said with visible feeling: "If compelled to consider the matter now we will consider it, and we will keep on considering it, asking no favors and granting none." It was evident from the utterances which came from other opponents of joint statehood that they were in accord.

"That's what we'll do," said Mr. Teller. "Let's go on with the fight," echoed Mr. Blackburn. Mr. Beveridge then yielded. He said that his only object had been to get the two houses closer together.

Mr. Nelson said that while he was willing, the bill should go over, he objected to the threat contained in Mr. Foraker's remarks.

Mr. Foraker replied that he chose his own words, and further recalled the fact that the statehood bill, two years ago, was held up by the senators who were now exhibiting haste.

"And under threats," remarked Mr. Gage.

"Yes," assented Mr. Foraker, "threats that the bill should not pass."

There being no other objection further consideration of the bill was postponed until Monday. Mr. Teller presented and had read a protest from the Colorado legislature against the union of New Mexico and Arizona as one state.

Mr. Penrose from the committee on post offices and post roads, then reported the postoffice appropriation bill, giving notice that he would ask the senate to take it up at the first opportunity.

The special order of the day, eulogies upon the character of the late Senator Quay of Pennsylvania, was then entered upon.

THE POSTOFFICE BILL.

Washington, Feb. 18.—The postoffice appropriation bill was reported to the senate today. The principal amendment was that introduced by Senator Foraker for an extension of the pneumatic tube service. It provides for an increase of the appropriation available under this bill from \$200,000 to \$300,000 and limits the total expenditures, including existing contracts to \$1,500,000.

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It provides further that all contracts for service shall be based on competitive bidding and shall not exceed a term of ten years. The bill increases the salaries of fifteen postoffice inspectors from \$2,500 to \$3,000 annually and advances the pay for a number of minor classes of employees.

PENSION BILL PASSES.

A Futile Attempt to Disregard "Order No. 78"

Washington, Feb. 18.—The house passed the pension appropriation bill carrying \$128,250,000. The minority, led by Mr. Underwood made an ineffectual effort to reduce the aggregate of the appropriation so as to exclude pensions allowed under "order No. 78" which, it was stated, would involve about \$1,500,000. It was contended that the order was without authority of law. The minority insisted that the majority should bring in a service pension bill.

The bill was passed in the form in which it came from the committee. Under a special rule the house today passed about twenty-five private bills. Adjournment was then taken until tomorrow when memorial service in honor of the late Senator Quay will be held.

ALEX. PENDLETON REINSTATED.

Washington, Feb. 18.—The bill authorizing the president to reinstate to the military service the late Senator Alex. G. Pendleton, Jr., of Arizona, who was found guilty of hazing and dismissed, was passed. The committee on military affairs did not report the officers of which the cadet was tried as having favored his re-instatement. The secretary of war endorsed the bill.

Cadet Pendleton is a nephew of W. G. Pendleton, clerk of the board of supervisors in this county and son of the late A. G. Pendleton of Globe. His dismissal from West Point occurred about two years ago, the result of a personal encounter with another cadet.

SENTENCED TO DEATH

Dr. Harper of University of Chicago Believes He Is Doomed.

Chicago, Feb. 18.—"I have received my death sentence. It is my firm conviction that I will not survive this operation, for I know I am afflicted with cancer."

This, in effect, the Daily News today says, is what Dr. Wm. R. Harper, president of the University of Chicago, uttered in the presence of some of his friends in discussing the operation set for next Wednesday. He does not expect ever to take up the active presidency again. The friends and relatives of the educator have been rallied to this effect. John D. Rockefeller, founder of the university, is expected to arrive in Chicago soon, and Prof. Robert P. Harper, brother of the president, is expected to reach New York on Sunday night or Monday from Europe.

Gloom overpreads the university, for nearly every one realizes the seriousness of Dr. Harper's illness. Dean Harry Pratt Judson will be acting president as soon as Dr. Harper relinquishes his work preparatory to undergoing the operation, and will continue in that position until Dr. Harper returns or a successor is appointed.

Three separate and thorough examinations of the matter removed at the time, Harper was operated on for appendicitis have been made by physicians and surgeons studying his case are unanimous and the decision, it is said, is that he has cancer. It is for this reason that Dr. McBurney of New York, one of the greatest specialists in this line in the United States was called into the case and was asked to perform the operation.

WEATHER TODAY.

Washington, Feb. 18.—New Mexico fair and warmer Sunday; Monday fair. Arizona, fair Sunday and Monday.

RUSSIA'S WOES

Catastrophes Concentrate About Romanoff Dynasty

OTHER ASSASSINATIONS

The Grand Duke Paul Restored to Imperial Favor and Permitted to Attend Sergius' Funeral Officially. Japanese Developments.

The emperor of Russia by a ukase issued yesterday restored to favor in the imperial family, Grand Duke Paul Alexandrovich, who some years ago was degraded of his rank and honors because in opposition to the will of the emperor and the wishes of the imperial family he contracted a marriage with a commoner, the daughter of a merchant.

The Grand Duke Paul is reinstated with his title and military standing and as general aide de camp to his majesty he will attend the funeral of the Grand Duke Sergius, his brother.

He is Choudoff monastery at Moscow, where an honorary guard keeps vigil and priests intone prayers for the repose of his soul.

That unrest is yet prevalent within the empire is evidenced by the fact that a district official at Igarka was assassinated by Armenians for political reasons yesterday and that at Varskshah, the mayor was shot and killed while at Khlebnief, an attack was made by an unknown man on a prefect of the police of that city.

A TREMBLING CAPITAL.

St. Petersburg, Feb. 18, 1 p. m.—Opinion like the shadow of doom seems hanging over the Russian capital. Bells are tolling, and the people in the streets are awestruck at yesterday's bloody crime. The tragedy struck deep into the heart of the people and tried in criticism yesterday have only expressions of sympathy for his unhappy lot. Death is in the air and none knows where the next blow will fall, although precautions are being taken for the preservation of the lives of the members of the imperial family and ministers.

Secret police are arresting those who are known to be associated with the fighting organization. The authorities realize the impotency of their efforts, and all the imperial families are warned not to venture out. Among revolutionaries the sentiment is elation. They openly glory in the deed. Too early yet to say what the political effect will be. For the moment everything is at a standstill.

PEACE MAY COME OF IT.

St. Petersburg, Feb. 18.—Diplomatic circles are of the opinion quite generally expressed, that yesterday's tragedy at Moscow may be followed by the decision of the government to conclude peace. Gripenburg's revelations, the murder of Sergius and the report that 10,000 Japanese are raiding the Siberian railway are not unlikely to lead the emperor definitely to decide for peace.

NOT FROM JAPAN.

Tokio, Feb. 18.—The foreign office pronounces as unfounded a St. Petersburg report that Japan has unofficially informed Russia of the terms of peace she is willing to accept.

STRIKE FATALITIES.

Berlin, Feb. 18.—Press dispatches from Sosnovice say the total number of persons who have died from wounds received in the recent rioting at the Katheriner Iron works has now reached sixty. The bodies of two strike breakers who were shot near the iron works, have just been found.

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note pinned to their clothing explaining the reasons for which they were killed. The cause of the strikers' action is weakening.

Today a deputation of strikers appeared at two large establishments and expressed a willingness to resume work if the military was withdrawn. This was promised and it was arranged to begin work on Monday. The furnaces will be fired on Sunday. The military will stay at Sosnovice until August 15.

MORE JAPANESE SIEGE GUNS.

Moutouran, Feb. 18.—There are noticeable reinforcements to the Japanese siege artillery. The Japanese fire now exceeds that of the Russians in intensity and Poutloff (Lone Tree) hill is constantly bombarded.

Two new Japanese batteries are being erected east of the Russian center. The Japanese cavalry rarely is seen with the main army of late and it is believed that a branch has been released for service in Mongolia.

THE CAVALRY REAPPEARS.

Mukden, Feb. 18.—Large bodies of Japanese cavalry are reported to be moving toward Goudzhou pass from Mongolia.

A VETERAN OF TWO WARS.

Muskogee, I. T., Feb. 18.—Major John B. Seft, formerly congressman from Texas and a veteran of the Mexican and civil wars, is dead at his home in Muskogee, I. T., aged 80 years. He was a wealthy farmer.

A MAN BURNING.

Five Persons Cremated in a Farm House Fire.

Island Falls, Maine, Feb. 18.—Five people were burned to death in a dwelling house at Howe Brook plantation, fifty miles north of here, today.

The dead are Mrs. John Shorey and daughter, Mrs. Samuel Antworth and two daughters.

PLOT OF A POISONER

An Attempt on the Life of Mrs. Jane Stanford.

San Francisco, Feb. 18.—The Bulletin today asserts that an attempt was made to murder Mrs. Jane Stanford in her California street mansion within a few minutes of her placing poison in a bottle of mineral water. The poison had been used in such a large quantity that it served as an emetic.

The contents of Mrs. Stanford's stomach and the water left in the bottle from which she had taken three glasses, were analyzed by chemists. Sufficient poison was found to kill a dozen persons had it been used with any judgment. Mrs. Stanford has gone to Japan and detectives are working on the case. Several servants, it is said, are being closely watched.

FLOODS IN THE SOUTH.

Derangement of Train Service in Texas, New Mexico and Arizona.

El Paso, Feb. 18.—Floods and washouts have again done much damage in southern Arizona. A bridge is washed out at Clifton, Arizona, on the Arizona and New Mexico railroad and considerable damage has been done. Trains are still stalled as the result of the snow and floods, especially on the Rock Island and the Santa Fe in New Mexico. A washout has caused a freight wreck at Tucuman on the Rock Island and another washout on the Southern Pacific at Lordsburg has tied up trains from California. Snow still covers the ground.

A special to the Herald from Clifton reports a washout on the Coronado railroad running from the Shannon and Arizona copper mines. The road bed along the Gila river from Duncan to Guthrie has also been damaged. A Catholic church on Chase creek was wrecked by the flood waters and many other buildings along that stream are destroyed. The flood water forced both smelters to close down and resumption is impossible until the roads are again open to the mines.

MRS. CHADWICK WEPT

Her Enemy Was Chosen as Her Receiver.

Cleveland, Feb. 18.—Attorney Loeser, who acted as receiver in the Chadwick bankruptcy case was elected trustee by the creditors today. As soon as the result of the election was announced Mrs. Chadwick, who was present in court, burst into tears and had to be comforted by one of her attorneys, Sheldon Q. Kerrish. Mrs. Chadwick, who was opposed to the election of Mr. Loeser. The election of trustee followed an examination of the claims and a conclusion of the work before the court.

Mr. Loeser was elected by a good majority of the creditors. The claims are represented by thirty-two creditors who voted for him and aggregate \$47,507 in value, while sixteen creditors who voted for Attorney Danmore had claims aggregating \$27,079.

NO TIME BEING LOST

The Standard Oil Investigation in Kansas Begins at Once.

Topeka, Kan., Feb. 18.—It is expected that the investigation of the Standard Oil affairs in Kansas will begin at once. Governor Hoch was notified today that six inspectors had been ordered to Kansas to work on the case. They will report their findings to Commissioner of Corporations Garfield.

The anti-discrimination bill, which will go before the house on Monday, is a good chance of being passed. With some minor measures yet to be introduced it gives the state complete control of the oil business.

INDIAN NATION COLDNESS.

Ardmore, I. T., Feb. 18.—The most severe snow storm in years prevails here and in the Chickasaw nation. Loss to cattle is certain to follow.

GRAIN.

Chicago, Feb. 18.—Heavy liquidation caused a fresh break of 1½ cents in

the price of May wheat today. Initial quotations were \$1.19½@1.19¾. After selling off to \$1.18½, the price was forced up again to \$1.19½. The market closed rather weak at \$1.19¼. May corn opened at 46½@46¾, sold between 46¼@46½ and closed at 46¼. May oats opened at 30¾@31, held within opening range and closed at 30¾@31.

THE ASCOT DERBY.

The Derby Worth \$2,240 Won by Dr. Leggo.

Los Angeles, Feb. 18.—The Ascot Derby, worth \$2,240, was run today at Ascot and was won by Dr. Leggo, ridden by Bonner and coupled in betting with Big Beach at 3 to 1. James McLaughlin's entry, Pasadena and Oxford, ran second and third in the order named. The McLaughlin entry was a favorite.

Dr. Leggo ran well into the stretch where he moved up like a flash and won by four lengths. Time, 2:03 3-4 for the Brooks course, which is seven-fifths of a mile and a mile and a quarter, and is regarded as fast on the track that yesterday was a sea of mud.

TO MAKE A BOOK OF IT.

The Proceedings in the Smoot Investigation.

Washington, Feb. 18.—The senate committee on privileges and elections today authorized Chairman Burrows to prepare a book of the proceedings and arguments in the Smoot investigation with the request that they be printed as a public document.

Senator Pettus urged that the chairman should call the full committee together as early as possible and that some sort of a report should be given to the senate in time for action at the present session. The committee was adjourned subject to the call of the chairman, with the understanding that the meeting would be early next week, with the view to making a report.

NEW BELT LINE COMPLETED.

Will Make Specialty of Broken Car Lots, Indiana Harbor to Chicago.

Chicago, Feb. 18.—The new Indiana Harbor Belt line has begun operations. The company has bought the Michigan Central's line in the Calumet district, and its terminal road extending from Chappell to the stockyards. It has also secured the Michigan Central's right to operate over the Chicago Junction.

This will give the company a belt line from Indiana Harbor, through East Chicago, Hammond, Blue Island and Franklin park, a distance of sixty-five miles, and connecting with all the roads entering Chicago. A specialty is to be made in less than carload business between Indiana Harbor, the Calumet district and Chicago.

TEXAS CATTLE LOSSES.

The Blizzard Was Not So Destructive as Was Feared.

Dallas, Texas, Feb. 18.—Reports from cattlemen says losses to the cattle during the blizzard will not be general in Texas. General reports say that cattle are suffering to some extent while some localities will lose heavily, the bulk will come out safely.

In the territories where the weather is to be made the losses will be heavier. Ranchmen have been put to great expense for feed.

GEN. WALLACE'S FUNERAL

It Was Private as the Old Hero Had Requested.

Crawfordsville, Ind., Feb. 18.—The funeral of General Lew Wallace this afternoon was private in accordance with his expressed wishes. Only the family and a few intimate friends attended. Until noon today the body lay in the library building and was viewed by thousands. Business was suspended and the city did honor to the memory of the dead.

The casket was draped with a flag given General Wallace by the ladies of Evansville, Ind., in the beginning of the civil war. On the breast of the dead general was an order bestowed upon him by the sultan of Turkey. The body was placed in a temporary vault.

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A BETTER WAY

President's Plan For Bringing About Arbitration

AT HAGUE CONFERENCE

He Thinks an Agreement Reached by the Powers There Will Be More Effective Than His Individual Treaties Turned Down by the Senate.

Washington, Feb. 18.—President Roosevelt has not abandoned his idea of obtaining, with the leading powers of the world, definite, comprehensive and effective agreements as to a scheme of international arbitration. It will be his effort to have the matter so presented to the attention of the second Hague conference, which is to be held at the conclusion of the Russo-Japanese war, as to insure favorable action of a character that will be binding upon all powers signatory to the proposed new convention.

Instructions will be given to the representatives of the United States at the conference to press for such an agreement. Details of the instructions have not yet been worked out, of course, as the time of holding the conference has not been determined, but it is understood that the effort of this country will be to have specified with some definiteness, the subjects which under the proposed agreement, may be submitted to arbitration.

Such an agreement, according to this view, would be more effective than general treaties entered into between the United States and the other powers individually. Notwithstanding the action of the senate, therefore, in so amending the treaties as to prevent the exchange of ratifications, the president will endeavor to obtain even more tangible results from the plan he now has in mind.

He discussed the subject of the international arbitration today with Hayne Davis of New York, who has made a study of the subject and Representative Barthold of Missouri, president of the Interparliamentary Union. Mr. Roosevelt's callers found him confident that much would be accomplished in the cause of arbitration at the proposed conference at The Hague, where, he believed, an arrangement could be made for the arbitration of certain specified subjects to the exclusion of such others as might cause either internal friction in the countries affected by the terms of the agreement or strained relations between any two of the powers signatory to the results of the conference.

A GIFT OF AN'S PICTURE

Its Acceptance on Behalf of the People of This Country.

Washington, Feb. 18.—Sir Chentung Liang Cheng, the Chinese minister, today presented to President Roosevelt an oil painting of the emperor of China. The presentation, which was made as a token of the good will of China for the United States and as recognition of the part this country has played in the preservation thus far of the integrity of the Chinese empire, took place in the blue room of the White House. It was attended by a formal exchange of felicitous addresses by the Chinese minister and the president.

President Roosevelt replied as follows: "Mr. Minister. This is for me a most agreeable occasion. In delivering to me as a gift to the United States the portrait of the emperor, the emperor of China, which has been a distinguished place among the Chinese exhibits at the Louisiana purchase exposition, you have appropriately expressed an estimation of disinterested friendship of the United States which is felt by the imperial government, which in turn testifies its reciprocal regard and esteem for this country and its people. It is fitting that this mutual friendship should exist and be maintained and strengthened in all practicable ways whether by the larger of international relations or by pleasing incident like this which brings us together today."

"I am glad therefore to name of the government and people of the United States, to accept this portrait which will be placed in the national museum as a lasting memorial of the good will which unites the two countries and the strong intercourse which in each other well being and advancement. I beg that you will appropriately convey my thanks to her majesty with wishes for her health and happiness."

"The painting will be hung in a conspicuous place in the national museum."

STOCKHOLDERS MUST LOSE.

But the Depositors of a Bank Are Protected.

Charlotte, N. C., Feb. 18.—State Bank Examiner J. C. Ellington took charge of the Bank of Fayetteville at Fayetteville, N. C., today. There is a notice over his signature on the door stating that there is a shortage of \$28,000 in the accounts of the cashier and teller and that the bank would be closed for an investigation of the books. Cashier John C. Haigh and Teller Geo. Myrover were arrested and released on \$10,000 bonds.

The January statement showed deposits of \$218,000; the total assets are \$250,000 and the capital stock \$150,000. The state corporation commission says there will be no trouble in paying the depositors in full, but that the loss to the stockholders is not known.